



TFCW /68  
01 FC:1A06

PATENT  
Attorney Docket No. A-68718-2  
Attorney File No.: 463037-00217

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

DUONG *et al.*

Serial No. 09/760,384

Filed: January 11, 2001

For: *Devices and Methods for Biochip Multiplexing*

Examiner: SINES, Brian J.

Art Unit: 1645

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: May 26, 2006

Signature \_\_\_\_\_

Brent Yonenara

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/8A. In accordance with 1287 Off. Gaz. Pat. Office 163 (October 19, 2004), no copies of U.S. patents and published applications are enclosed. Copies of all other foreign patents and non-patent literature are enclosed.

Further, in accordance with the provisions of 37 C.F.R. §§ 1.97(c) and 1.97(e)(1), the undersigned certifies that the reference nos. A1-A2, B1-B4, and C1 listed on the enclosed substitute for form PTO-1449 were first cited in a foreign search report dated April 12, 2006, for a related Japanese application.

Further, in accordance with the provisions of 37 C.F.R. § 1.98(a)(3) and MPEP § 609(III)(A)(3), Applicant submits that reference nos. B2-B4 are not in the English language and directs the Examiner's

Serial No.: 09/760,384  
Filed: January 11, 2001

attention to the English language abstract of same enclosed herewith for a concise statement as to its relevance.

Further, in satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and as required by M.P.E.P. § 2001.06(b), Applicants note that the references marked A3-A4 are either issued or published related or co-pending applications.

Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

Pursuant to 37 C.F.R. §1.97(c), enclosed is a check in the amount of \$180.00 as set forth in 37 C.F.R. §1.17(p). While no fee is believed to be due, if this belief is in error, the Commissioner is authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 50-2319 (File No.: 463037-00217; Docket No.: A-68718-2).

Please direct further questions in connection with this Application to the undersigned at (415) 781-1989.

Respectfully submitted,  
DORSEY & WHITNEY LLP

Dated: May 26, 2006 By: \_\_\_\_\_  
**Customer No.: 32940**  
555 California Street, Suite 1000  
San Francisco, CA 94104-1513  
Telephone: (415) 781-1989  
Facsimile: (415) 398-3249

Jeffery P. Bernhardt, Reg. No. 54,997 for  
Robin M. Silva, Reg. No. 38,304

*Filed Under 37 C.F.R. § 1.34*

Attachments: Form SB/08/A-B, substitute for Form PTO-1449  
Copies of five (5) cited references  
\$180.00  
Return Postcard

MAY 31 2006

Substitute PTO/SB/08A (07-05)  
Approved for use through 07/31/2006.

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

1

of

1

Substitute for form 1449A/PTO  
(Modified)**Complete if Known**

Application Number	09/760,384
Filing Date	January 11, 2001
First Named Inventor	DUONG, Hau H.
Art Unit	1645
Examiner Name	SINES, Brian J.

Attorney Docket Number A-68718-2 (463037-00217)

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	US-5,264,103	11-23-1993	Yoshioka et al.	
	A2	US-6,699,382 B2	03-02-2004	Yoshioka et al.	
	A3	US-6,942,771 B1	09-13-2005	Kayyem et al.	
	A4	US-2005-0211559 A1	11-03-2005	Kayyem et al.	
	A5	US-			
	A6	US-			
	A7	US-			
	A8	US-			
	A9	US-			
	A10	US-			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>4</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	B1	EP 1 043 588 A1	10-11-2000	Mochida Pharmaceutical Co., Ltd.		
	B2	JP 05-196596	08-08-1993	Matsushita Electric Industrial Co. Ltd.		
	B3	JP 11-352094	12-24-1999	Matsushita Electric Industrial Co. Ltd.		
	B4	WO 99/34213 A1	07-08-1999	Mochida Pharmaceutical Co., Ltd.		

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	C1	RICKERT, J., et al., "A 'mixed' self-assembled monolayer for an impedimetric immunosensor," <i>Biosens. Bioelect.</i> 11(8):757-768 (1996).	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: <sup>1</sup> These references were previously cited in a related application relied upon for an earlier filing date under 35 USC 120 and no copies are submitted in accordance with 37 CFR 1.98(d). Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>2</sup>Applicant's unique citation designation number (optional). <sup>3</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>4</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>5</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>6</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>7</sup> Applicant is to place a check mark here if English Language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and selection option 2